



2644
#7/MS w/refs
8/5/03
PATENT APPLICATION
Attorney Docket No. 8668.2029

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Smits et al.
Serial No. : 09/479,548
Filed : January 7, 2000
For : HEARING EVALUATION DEVICE WITH NOISE
DETECTION EVALUATION CAPABILITY
Group Art Unit : 2644
Examiner : Not yet Known

July 23, 2003
New York, New York

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

INFORMATION DISCLOSURE STATEMENT

JUL 30 2003

Dear Sir:

Technology Center 2600

Pursuant to the Duty of Disclosure under 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 and 1.98, applicants hereby make of record the document cited in the enclosed copy of modified form PTO-1449. A copy of the document cited is enclosed.

The documents being disclosed were cited in the European Search Report dated 3 June 2003 in EP Application 01 30 0048 which claims convention priority from this Application.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail July 23, 2003 addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450
by: Lorraine A. Glorig
Lorraine A. Glorig

Statement Under 37 CFR § 1.97(e)

Each item of information contained in the information disclosure statement was first cited in a communication from the European Patent Office in a counterpart foreign application not more than three months prior to the filing of this document.

Applicants believe that no fee is due in connection with this statement. 37 CFR § 1.97(c)(1). However, the Commissioner is authorized to charge any deficiency in fees to Deposit Account No. 15-0665.

It is respectfully requested that the Examiner: (1) fully consider the document cited in the modified form PTO-1449; (2) initial the enclosed copy of modified form PTO-1449 in the appropriate place to indicate that the document has been considered; and (3) return a copy of the initialed form to the undersigned in accordance with MPEP § 609.

Respectfully submitted,



Robert M. Isackson
Reg. No. 31,110
Attorney for Applicants
ORRICK, HERRINGTON & SUTCLIFFE LLP
666 Fifth Avenue
New York, New York 10103
Tel: (212) 506-5000
Fax: (212) 506-5151